

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bernie Garceau

Serial No.:

Filed on:

Title: JACK WITH URETHANE BRAKE

**STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) and 1.27(b)--SMALL BUSINESS CONCERN**

I hereby state that I am an official of the small business concern empowered to act on behalf of the concern identified below:

Norco Industries, Inc.  
53236 County Road 13  
Elkhart, IN 46514

I hereby state that the above identified small business concern qualifies as a small business concern, as defined in 13 CFR 121.12, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees to the United States Patent and Trademark Office under Sections 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby state that rights under contract or law have been conveyed to, and remain with, the small business concern identified above, with regard to the invention described in the specification filed herewith, with title as listed above.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c), if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each such person, concern or organization having any rights in the invention is listed below:

No such person, concern, or organization exists.

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed..

Bernie Garceau  
Vice President OEM Sales  
Norco Industries, Inc.  
53236 County Road 13  
Elkhart, IN 46514

Bernie J. Garceau  
SIGNATURE

Date 11-18-98

Tab settings → → →

To the Honorable Commissioner of Patents

100920119

Attached original documents or copy thereof

1. Name of conveying party(ies):

Bernie Garceau

Additional name(s) of conveying party(ies) attached?

Yes  No

3. Nature of conveyance:

Assignment  Merger  
 Security Agreement  Change of Name  
 Other \_\_\_\_\_

Execution Date: November 18, 1998

Name: NORCO INDUSTRIES, INC.

Internal Address: \_\_\_\_\_

Street Address: 53236 County Road 13

City: Elkhart State: IN ZIP: 46514

100920119  
JC510 U.S. PRO  
00375

Additional name(s) & address(es) attached?  Yes  No

4. Application number(s) or patent number(s):

09200375

11/24/98

If this document is being filed together with a new application, the execution date of the application is: November 23, 1998

A. Patent Application No.(s)

B. Patent No.(s)

Additional numbers attached?  Yes  No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Robert P. Bennett

Internal Address: Oldham & Oldham Co. L.P.A.

Twin Oaks Estate

Street Address: 1225 W. Market Street

12/04/1998 PAYNE 0000005-09200375

City: Akron State: OH ZIP: 44313

6. Total number of applications and patents involved: 1

7. Total fee (37 CFR 3.41) ..... \$ 40

Enclosed

Authorized to be charged to deposit account

8. Deposit account number:

15-0450

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Robert P. Bennett

Name of Person Signing

Signature

Date

Total number of pages including cover sheet, attachments, and document: 4

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

(Form PTO-1595-Recordation Form Cover Sheet - page 1 of 3)

For: U.S. Rights and Foreign Rights  
For: U.S. Application  
By: Inventor

**ASSIGNMENT OF INVENTION**

In consideration of the payment by ASSIGNEE to ASSIGNOR of the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, and for other good and valuable consideration,

**ASSIGNOR:**

Bernie Garceau  
NORCO INDUSTRIES, INC.  
53236 County Road 13  
Elkhart, IN 46514  
Nationality USA  
(Inventor Citizenship)

hereby sells, assigns and transfers to

**ASSIGNEE:**

NORCO INDUSTRIES, INC.  
53236 County road: 13  
Elkhart, IN 46514  
USA  
Nationality: USA

and the successors, assigns and legal representatives of the ASSIGNEE the entire right, title and interest for the United States and its territorial possessions and in all foreign countries, including all rights to claim priority, in and to any and all improvements which are disclosed in the invention entitled:

**JACK WITH URETHANE BRAKE**

and which is found in (37 C.F.R. § 3.21) U.S. patent application executed on even date herewith and any legal equivalent thereof in a foreign country, including the right to claim priority and, in and to, all Letters Patent to be obtained for said invention by the above application or any continuation, division, renewal, or substitute thereof, and as to letters patent any reissue or re-examination thereof.

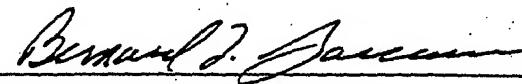
ASSIGNOR hereby covenants that no assignment, sale, agreement or encumbrance has been or will be

made or entered into which would conflict with this assignment.

ASSIGNOR further covenants that ASSIGNEE will, upon its request, be provided promptly with all pertinent facts and documents relating to said invention and said Letters Patent and legal equivalents as may be known and accessible to ASSIGNOR and will testify as to the same in any interference, litigation or proceeding related thereto and will promptly execute and deliver to ASSIGNEE or its legal representatives any and all papers, instruments or affidavits required to apply for, obtain, maintain, issue and enforce said application, said invention and said Letters Patent and said equivalents thereof which may be necessary or desirable to carry out the purposes thereof.

IN WITNESS WHEREOF, I have hereunto set hand and seal this 18<sup>th</sup> day of  
November, 1998.  
Date of signing

Date:

  
Signature of Bernie Garceau

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COMBINED DECLARATION AND POWER OF ATTORNEY

(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,  
CONTINUATION, OR C-I-P)

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As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaration is for an original application.

INVENTORSHIP IDENTIFICATION

My residence, post office address and citizenship are as stated below, next to my name. I believe that I am the original, first and sole inventor (*if only one name is listed below*) or an original, first and joint inventor (*if plural names are listed below*) of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

TITLE OF INVENTION

JACK WITH URETHANE BRAKE

SPECIFICATION IDENTIFICATION

The specification is attached hereto.

ACKNOWLEDGMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information, which is material to patentability as defined in 37, Code of Federal Regulations, § 1.56.

## POWER OF ATTORNEY

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Robert P. Bennett	Registration Number 38,073
Craig E. Miller	Registration Number 33427
Stephen L. Grant	Registration Number 33390
Louis F. Kreek	Registration Number 17241
Edwin Oldham	Registration Number 22003
Scott Oldham	Registration Number 32712
Mark A. Watkins	Registration Number 33813
R. Eric Gaum	Registration Number 39199

I hereby appoint the practitioner(s) associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

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### SEND CORRESPONDENCE TO

Robert P. Bennett  
Oldham & Oldham Co., L.P.A.  
1225 W. Market St.  
Akron, OH 44313 USA

Customer Number 021324

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### DIRECT TELEPHONE CALLS TO:

Robert P. Bennett  
(330) 864-5550

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed..

Bernie Garceau  
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